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Paper No. 7

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FEB 05 2002

OFFICE OF PETITIONS

In re Application of  
Rossow, et al.  
Application No. 09/495,729  
Filed: February 1, 2000  
Attorney Docket No. M297.12-148

DECISION ON PETITION

This is a decision on the petition filed on January 8, 2002<sup>1</sup>, pursuant to 37 CFR 1.137(b), to revive the above-identified application.

The petition is GRANTED.

The above-identified application became abandoned for failure to timely reply to the Notice to File Missing Parts of Nonprovisional Application mailed March 29, 2000. This Notice set a period for reply of two (2) months from the mail date of the Notice. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on May 30, 2000. A Notice of Abandonment was mailed on December 12, 2001.

With the instant petition, petitioner filed an executed oath or declaration, paid the petition fee, and made the proper statement of unintentional delay. The \$130 surcharge for late filing of the oath or declaration, as well as the \$40 deficiency in the petition fee submitted, has been charged to Deposit Account No. 23-1123, as authorized.

The application file is being forwarded to the Office of Initial Patent Examination for completion of pre-examination processing.

Telephone inquiries related to this decision should be directed to Petitions Attorney Cliff Congo at (703) 305-0272.

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<sup>1</sup> Supplemented by an authorization to charge petitioner's Deposit Account, received by facsimile transmission on January 29, 2002.

<sup>2</sup> Effective October 1, 2001, the fee for a petition to revive under 37 CFR 1.137(b) was increased to \$1,280.